IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CHAMBER SUMMONS NO. 71 OF 2007
IN
CHAMBER SUMMONS NO. 1526 OF 2006
IN
NOTICE OF MOTION NO. 4108 OF 2006
IN
APPEAL NO. 1074 OF 2005
IN
SUIT NO. 323 OF 1974

The State Trading Corporation of India Limited. .. Appellant

V/s

Lily Gundevia & Ors. .. Respondents

Mr. R.P. Gurjar i/b Juris Consultus for the Appellant.

Mr.Shaikh i/b Thakordas & Madgaonkar & Co. for the Respondents.

CORAM : R.M.S. KHANDEPARKAR &
D.G. KARNIK, JJ.

DATE : 15TH MARCH 2007

P.C. :

1. Heard. We are not completely satisfied about the ground disclosed for delay in depositing the amount as mere negotiations were going on between the parties cannot be a ground to assume that the court would essentially extend the period for depositing the amount which was fixed under its order. To give an opportunity to the Appellant, we are extending the time to deposit the decretal amount along with the costs till 23rd March 2007, failing which the stay shall automatically stand

vacated without being referred to the court. Stay to the execution of the decree, subject to above observation.

2. Chamber summons stands disposed of accordingly.

(R.M.S. KHANDEPARKAR, J.)

(D.G. KARNIK, J.